

## STATE OF NEW YORK OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES
ATTORNEY GENERAL

**EXECUTIVE DIVISION** 

March 28, 2022

## By ECF

Honorable Brenda K. Sannes United States District Judge United States District Court Northern District of New York P.O. Box 7336 Syracuse, NY 13261

RE: Trump v. James, NDNY No. 21 Civ. 1352 (BKS)(CFH)

Dear Judge Sannes:

The Office of the Attorney General ("OAG") represents Defendant, Attorney General Letitia James, in the above-captioned case. We write in connection with Defendant's pending motion to dismiss the complaint (Dkt. No. 14) to advise the Court of a relevant factual development in the NY Proceeding. Today, Justice Engoron continued his exercise of jurisdiction over OAG's investigation that is the subject of this action through the issuance, following a two and a half-hour conference, of an order compelling Plaintiff The Trump Organization to: (i) submit a report by April 20, 2022 identifying its progress in complying with OAG's subpoenas; (ii) "comply in full with OAG's subpoenas" by April 15, 2022, except for providing its certification and privilege, clawback, and downgrade logs, which are due by April 29, 2022; and (iii) appear for a status conference on April 25, 2022. A copy of Justice Engoron's order is attached as Exhibit A to this letter. This development bears on the abstention, Rooker-Feldman, and *res judicata* arguments raised in the parties' briefs.

Respectfully submitted,

/s/ Andrew S. Amer Andrew S. Amer Special Counsel (212) 416-6127